IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 12295 of 2005

Between:

M. Sudhakar S/o. Subbarayudu
S. Valasala Village, Dhone Mandal Kurnool District.

..... PETITIONER

AND

1 The Joint Collector
Kurnool, Kurnool District.
2 The Revenue Divisional Officer
Kurnool, Kurnool District.
3 The Mandal Revenue Offricer
Dhone Mandal Kurnool District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more in the nature of writ of mandamus declaring the action of the 1st respondent in not passing any orders on the appeal/stay petition filed by the petitioner, as illegal, void and ultra vires the provisions of the A.P. State Public Distribution System Control Order, 2001 and consequently set aside the proceedings Rc.M.622/2005 dt.30-5-2005 of the 2nd respondent, and to pass other order or orders as this Hon'ble court may deem fit and proper in the interest of justice.

Counsel for the Petitioner: MR.J.JANAKIRAMI REDDY

Counsel for the Respondent Nos.1 to 3: GP FOR CIVIL SUPPLIES

The Court, at the stage of admission, made the following:

Oral order:-

Heard the learned counsel for the petitioner and the learned Government Pleader.

The petitioner's authorization to run the Fair Price Shop in S. Valasala village, Dhone Mandal, Kurnool district, was suspended by the 2nd respondent by the proceedings dated 30-05-2005 on certain allegations recorded therein. Aggrieved thereby the petitioner preferred an appeal to the 1st respondent on 06-06-2005 along with an application for interim relief. Complaining that neither the appeal nor the interlocutory application was disposed of, despite the appeal having been filed four days ago, the writ petition is filed on 10-06-2005.

From the chronology of events mentioned above and the fact that the writ petition is filed within four days from the date of filing of appeal, in the considered view of this court, the writ petition is misconceived and the hurry of the petitioner in rushing to this court does not commend consideration by this court. The writ petition is, accordingly, dismissed at the stage of admission.

GODA RAGHURAM, J

Dt. 13-06-2005

Pvks/*

To

1 The Joint Collector
Kurnool Kurnool District.
2 The Revenue Divisional Officer
Kurnool Kurnool District.
3 The Mandal Revenue Officer
Dhone Mandal Kurnool District.

4 2 CCs to the Government Pleader for Civil Supplies, A.P. High Court Buildings, Hyderabad (OUT)

5 2 CD copies

*Form-NIC-OGS/WP{**CHP**}*